

Form 410

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In re:

Tony M. DiTullio
Debtor(s)

Bankruptcy Case No.: 17-21819-CMB

Chapter: 13
Docket No.: 44 – 43
Concil. Conf.: January 24, 2019 at 11:00 AM

ORDER

WHEREAS, the Trustee filed and served a *Certificate of Default Requesting Dismissal of Case*, alleging that the Debtor(s) failed to make regular plan payments and are in material default under the plan,

IT IS HEREBY ORDERED that, on or before **December 27, 2018**, Debtor(s) must file *Documentary Proof of Payment* according to the accompanying *Instructions*, together with either:

1. a *Notarized Affidavit* or *Declaration* under penalty of perjury that states Debtor(s)' current mailing address and includes an explanation of Debtor(s)' failure to comply with the current plan payment and/or a statement setting forth why the Debtor(s) dispute the *Certificate of Default*;

OR

2. a *Notice of Proposed Modification to Confirmed Plan* and an *Amended Plan* to cure the plan defaults. Debtor(s) must make all plan payments in accordance with the *Amended Plan* pending its confirmation. If the Debtor(s) default on such plan payments, and if the Trustee moves for dismissal of this case, the case will be **DISMISSED**, without further notice or hearing.

IT IS FURTHER ORDERED that, if the Debtor(s) elect to file an *Amended Plan*, the Debtor(s) must immediately serve a copy of the *Notice of Proposed Modification to Confirmed Plan*, the *Amended Plan*, and the *Documentary Proof of Payment* on the Chapter 13 Trustee and all parties on the mailing matrix and file a *Certificate of Service* with the Clerk.

On or before **January 10, 2019**, if the Debtor(s) elect to file an *Amended Plan*, all *Objections* must be filed and served on the Debtor(s), Chapter 13 Trustee and any creditor whose claim is the subject of the *Objection*. Any creditor who files a timely *Objection* must appear at the scheduled Conciliation Conference. Untimely *Objections* will not be considered.

On **January 24, 2019 at 11:00 AM** a Conciliation Conference (on plan defaults or the *Amended Plan*) will occur with the Chapter 13 Trustee at 3251 U.S. Steel Tower, 600 Grant Street, Pittsburgh, PA 15219.

If the Parties cannot resolve all disputes at the Conciliation Conference, a hearing will be scheduled and orally announced at the conclusion of the Conference without any further written notice to any party. Parties are directed to monitor the Court's docket and read the Chapter 13 Trustee's minutes of the Conciliation conference to the extent such parties desire more information regarding the outcome of the Conciliation Conference.

This case will be **DISMISSED WITHOUT PREJUDICE** and no hearing or conference shall take place, unless the Debtor(s) comply fully with this *Order* by filing and serving all of the required items.

Dated: November 13, 2018

cm: All Creditors and Parties In Interest

Carlota M. Bohm
United States Bankruptcy Judge

INSTRUCTIONS FOR DOCUMENTARY PROOF OF PAYMENT

In response to the Trustee's *Certificate of Default Requesting Dismissal of Case*, Debtor(s) must file *Documentary Proof of Payment* that at least one full plan payment has been submitted to the Trustee since the Trustee filed and served the *Certificate of Default*.

The *Documentary Proof of Payment* must include a copy of a money order, cashier's check, earnings statement(s) or pay stub(s) showing payroll or benefit deduction(s) used to make the plan payment.

The *Documentary Proof of Payment* must also include a copy of the Trustee's printout of the Debtor(s)' payment history of receipts (available on the Trustee's website) indicating the amounts and dates of payments received by the Trustee.

Debtor(s)' case name and bankruptcy case number must be included on the payment.

The plan payment must be sent to the Chapter 13 Trustee's lock box bank account addressed to:

Ronda J. Winnenour, Trustee
P.O. Box 84051
Chicago, IL 60689-4002

Certificate of Notice Page 3 of 4
United States Bankruptcy Court
Western District of Pennsylvania

In re:
 Tony M. DiTullio
 Debtor

Case No. 17-21819-CMB
 Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2

User: kthe
 Form ID: 410

Page 1 of 2
 Total Noticed: 30

Date Rcvd: Nov 14, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Nov 16, 2018.

db +Tony M. DiTullio, 490 McKinley Road, Darlington, PA 16115-3108
 cr +Specialized Loan Servicing LLC, 8742 Lucent Blvd, Suite 300, Highlands Ranch, CO 80129-2386
 14413334 +Butler Armco CU, 101 Hollywood Drive, Butler, PA 16001-7607
 14413335 +Butler County Tax Bureau, ATTN: Janet L. Mentel, PO Box 1208, Butler, PA 16003-1208
 14413337 +Citi, P.O. Box 6241, Sioux Falls, SD 57117-6241
 14413339 +Clarion County Tax Claim Bureau, 330 Main Street, Room 101, Clarion, PA 16214-1073
 14413343 +Internal Revenue Service, Dept. of Treasury, PO Box 9052, Kansas City, MO 64168-9052
 14675120 ++NATIONSTAR MORTGAGE LLC, PO BOX 619096, DALLAS TX 75261-9096
 (address filed with court: Nationstar Mortgage LLC, ATTN: Bankruptcy Department,
 PO Box 619096, Dallas, TX 75261-9741)
 14658696 +PHH MORTGAGE CORPORATION, 1 MORTGAGE WAY, MAILSTOP: SV01, MT. LAUREL NJ 08054-4624
 14413344 +PHH Mortgage, PO Box 5452, Mount Laurel, NJ 08054-5452
 14413345 +PNC Mortgage, P.O. Box 1820, Dayton, OH 45401-1820
 14660281 +Peoples TWP LLC, c/o S. James Wallace, P.C., 845 N. Lincoln Avenue,
 Pittsburgh, PA 15233-1828
 14756532 +Specialized Loan Servicing LLC, 8742 Lucent Blvd, Suite 300,
 Highlands Ranch, Colorado 80129-2386
 14791375 eCAST Settlement Corporation, PO Box 29262, New York NY 10087-9262

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

14640730 E-mail/Text: ally@ebn.phinsolutions.com Nov 15 2018 03:56:39 Ally Bank, PO Box 130424,
 Roseville MN 55113-0004
 14413333 +E-mail/Text: ally@ebn.phinsolutions.com Nov 15 2018 03:56:39 Ally Financial,
 PO Box 380901, Minneapolis, MN 55438-0901
 14413336 E-mail/PDF: AIS.cocard.ebn@americaninfosource.com Nov 15 2018 04:00:24 Capital One Bank,
 PO Box 71083, Charlotte, NC 28272-1083
 14637233 E-mail/PDF: AIS.cocard.ebn@americaninfosource.com Nov 15 2018 03:59:19
 Capital One Bank (USA), N.A., PO Box 71083, Charlotte, NC 28272-1083
 14413340 E-mail/Text: BNC-ALLIANCE@QUANTUM3GROUP.COM Nov 15 2018 03:56:59 Comenity Bank,
 PO Box 182789, Columbus, OH 43218-2789
 14413341 E-mail/Text: BNC-ALLIANCE@QUANTUM3GROUP.COM Nov 15 2018 03:57:00 Comenity Capital/Boscov,
 PO Box 659622, San Antonio, TX 78265-9622
 14413342 E-mail/Text: mrdiscen@discover.com Nov 15 2018 03:56:40 Discover, P.O. Box 15192,
 Wilmington, DE 19850-5192
 14417013 E-mail/Text: mrdiscen@discover.com Nov 15 2018 03:56:40 Discover Bank,
 Discover Products Inc, PO Box 3025, New Albany, OH 43054-3025
 14664560 E-mail/PDF: resurgentbknotifications@resurgent.com Nov 15 2018 03:59:25
 LVNV Funding, LLC its successors and assigns as, assignee of Citibank, N.A.,
 Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
 14678810 +E-mail/Text: bankruptcydpt@mcmcg.com Nov 15 2018 03:57:42 MIDLAND FUNDING LLC,
 PO BOX 2011, WARREN, MI 48090-2011
 14413572 +E-mail/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com Nov 15 2018 03:59:53
 PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
 14519888 E-mail/Text: RVSVCBICNOTICE1@state.pa.us Nov 15 2018 03:57:36
 Pennsylvania Department of Revenue, Bankruptcy division, P O Box 280946,
 Harrisburg P A 17128-0946
 14672970 E-mail/Text: bnc-quantum@quantum3group.com Nov 15 2018 03:57:04
 Quantum3 Group LLC as agent for, MOMA Funding LLC, PO Box 788, Kirkland, WA 98083-0788
 14413346 +E-mail/PDF: gecscedi@recoverycorp.com Nov 15 2018 04:00:21 SYNCB/Sam's, PO Box 965005,
 Orlando, FL 32896-5005
 14685399 +E-mail/PDF: gecscedi@recoverycorp.com Nov 15 2018 04:00:21 Synchrony Bank,
 c/o PRA Receivables Management, LLC, PO Box 41021, Norfolk VA 23541-1021
 14413347 +E-mail/PDF: gecscedi@recoverycorp.com Nov 15 2018 03:59:47 Synchrony bank, PO Box 965005,
 Orlando, FL 32896-5005

TOTAL: 16

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****

cr NATIONSTAR MORTGAGE LLC
 cr Nationstar Mortgage LLC
 cr PHH Mortgage Corporation
 cr* +PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
 cr* +Peoples TWP LLC, c/o S. James Wallace, P.C., 845 N. Lincoln Ave.,
 Pittsburgh, PA 15233-1828
 cr* eCAST Settlement Corporation, PO Box 29262, New York, NY 10087-9262
 14413338* +Citi, P.O. Box 6241, Sioux Falls, SD 57117-6241
 14519899* Pennsylvania Department of Revenue, Bankruptcy division, P O Box 280946,
 Harrisburg P A 17128-0946
 14887408* +Specialized Loan Servicing LLC, 8742 Lucent Blvd, Suite 300,
 Highlands Ranch, Colorado 80129-2386

TOTALS: 3, * 6, ## 0

District/off: 0315-2

User: kthe
Form ID: 410

Page 2 of 2
Total Noticed: 30

Date Rcvd: Nov 14, 2018

***** BYPASSED RECIPIENTS (continued) *****

Transmission times for electronic delivery are Eastern Time zone.

Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.PR.2002(g)(4).

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Nov 16, 2018

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on November 13, 2018 at the address(es) listed below:

James Warmbrodt on behalf of Creditor NATIONSTAR MORTGAGE LLC bkgroup@kmllawgroup.com
James A. Prostko on behalf of Creditor PHH Mortgage Corporation pawb@fedphe.com,
james.prostko@phelanhallinan.com
Jerome B. Blank on behalf of Creditor PHH Mortgage Corporation pawb@fedphe.com
Jodi L. Hause on behalf of Creditor PHH Mortgage Corporation jodi.hause@phelanhallinan.com,
pawb@fedphe.com
Lauren M. Lamb on behalf of Debtor Tony M. DiTullio
julie.steidl@steidl-steinberg.com/courtdocs.sands@gmail.com;dambrose@steidl-steinberg.com;cgoga@s
teidl-steinberg.com;lamblr53037@notify.bestcase.com;rlager@steidl-steinberg.com;leslie.nebel@stei
dl-steinberg.com
Lisa Cancanon on behalf of Creditor Specialized Loan Servicing LLC lisac@w-legal.com
Matthew Christian Waldt on behalf of Creditor Nationstar Mortgage LLC mwaldt@milsteadlaw.com,
bkecf@milsteadlaw.com
Office of the United States Trustee ustpregion03.pi.ecf@usdoj.gov
Ronda J. Winnecour cmecf@chapter13trusteeewdpa.com
S. James Wallace on behalf of Creditor Peoples TWP LLC sjw@sjwpgh.com,
srk@sjwpgh.com;PNGbankruptcy@peoples-gas.com

TOTAL: 10